MAY 1 1 1992

Certified Mail Return Receipt Requested Article Number: P 679 713 177

Mr. Don Klinger Klinger Paint Company, Inc. P. O. Box 1945 Cedar Rapids, Iowa 52408

Re: Closure Certification for Klinger Paint Company, Inc. Cedar Rapids, Iowa Docket No. VII-89-H-0002 EPA ID No. IAD000651265

Dear Mr. Klinger:

On April 24, 1992, the U.S. Environmental Protection Agency (EPA) Region VII received your closure certification for the hazardous waste container storage unit at the facility referenced above. My staff has reviewed the certification statements and supporting documentation submitted in compliance with the requirements specified in Title 40 Code of Federal Regulations (CFR) Part 265, Subpart G and the requirements of the approved closure plan and amendment to the approved closure plan.

EPA is satisfied that closure of the hazardous waste container storage unit has been accomplished as required in the August 1989 Consent Agreement/Consent Order (CA/CO). boundaries of the container storage unit are defined as 20 feet long by 20 feet wide by 2 feet below grade, which is the approximate depth to bedrock, and is illustrated on the facility site map, which is enclosed. No further closure activities appear to be necessary with regard to that unit.

Therefore, Klinger Paint is no longer required to maintain financial assurance for the closure of the container storage unit and liability coverage, in accordance with 40 CFR §§ 265.143 and 265.147(a), respectively. The letter of credit that had provided the required closure cost assurance, No. SB-8916465 dated April 28, 1989, which was issued by the Merchants National Bank in the amount of \$33,100.00 is being returned.

Pursuant to the authority of the 1984 Hazardous and Solid Waste Amendments to the Resource Conservation and Recovery Act (RCRA), the EPA is currently conducting a RCRA Facility Assessment (RFA) at your facility to identify all Solid Waste Management Units (SWMUs) and to determine if releases from any

DISK 1/WP/87A/FREY/ja/5-1-92/RESPONSE: NO IOWA IOWA IOWA IOWA RCRA IOWA FREY WOODARD JONES SLUGANTZ CALLIER SANDERSON

SIND BINAS PMAN STORE

R00003705 RCRA Records Center SWMUs require further investigation and/or remediation. Please note that the two soil sampling areas located outside of the container storage unit, identified at SA-5 and SW-6 in the closure certification, will be addressed as part of the RFA.

If you have any questions regarding this letter, please contact Ms. Patricia Frey of my staff. Ms. Frey may be reached at (913) 551-7058.

Sincerely,

Michael J. Sanderson Chief, RCRA Branch Waste Management Division

Enclosures

cc: Richard Fry, Shuttleworth & Ingersoll Carol E. Wilson, Green Environmental Pete Hamlin, IDNR

bcc: Howard Bunch, CNSL

Phone (319) 368-4360 Telex: 46-4410 SWIFT MNBAUS44

Merchants National Bank

222 Second Ave. S.E. Cedar Rapids, Iowa 52401 USA • A BANKS OF IOWA BANK International Banking Division

Regional Administrators Region 7 U.S. Environmental Protection Agency 726 Minnesota Avenue Kansas City, Kansas 66101

DATE <u>March 4, 1991</u> AMENDMENT NUMBER ONE

NON-NEGOTIABLE

RE: Our Irrevocable Standby Letter of Credit No. SB-89/6465 dated April 27, 1989

Applicant: Klinger Paint Company

Amount: USD 33,100.00

Gentlemen:

We hereby amend our above mentioned standby letter of credit as follows:

1. We hereby increase the amount of the letter of credit by USD 6,900.00 to a new total of USD 40,000.00.

All other terms and conditions remain unchanged. This amendment forms an integral part of the letter of credit and should be attached thereto.

Except as otherwise expressly stated, this credit is subject to the Uniform Customs and Practice for Commercial

Documentary Credits fixed by the International Chamber of

Commerce. 1983 Revision, UCP 400

Yours very truly,

Melissa J. Torner

Authorized Signature

THE MERCHANTS NATIONAL BANK INTERNATIONAL DEPARTMENT

222 Second Avenue SE Cedar Rapids, IA 52401 USA

(319) 368-4311

Date: March 4, 1991

Regional Administrators
Region 7
U.S. Environmental Protection Agency
726 Minnesota Avenue
Kansas City, Kansas 66101

Letter of Credit Number: SB-89/6465

Amount: Now USD 40,000.00 by amendment

Accountee: Klinger Paint Company, Cedar Rapids, IA

We enclose the following:

_____ the original letter of credit

XX an original amendment Amendment number one

____ other:

If you have any questions regarding the terms of the enclosed document, or if we may be of further assistance, please contact us.

Sincerely,

RECEIVED

MAR 6 1991

IOWA SECTION

Authorized Signature Melissa J. Torner International Banking Officer



Merchants National Bank

Phone (319) 368-4360 Telex: 46-4410 SWIFT MNBAUS44

222 Second Ave. S.E. Cedar Rapids, Iowa 52401 USA • A BANKS OF IOWA BANK International Banking Division

Regional Administrators Region 7 U.S. Environmental Protection Agency 726 Minnesota Avenue Kansas City, Kansas 66101

April 28

NON-NEGOTIABLE

RE: Our Irrevocable Standby Letter of Credit No. SB-89/6465 dated April 27, 1989

Applicant: Klinger Paint Company

Amount: USD 33,100.00

Gentlemen:

We hereby establish our Irrevocable Standby Letter of Credit No. SB-89/6465 in your favor, at the request and for the account of:

Klinger Paint Company, 333 5th Avenue SE, Cedar Rapids, Iowa 52403

up to the aggregate amount of Thirty Three Thousand One Hundred U.S. Dollars (\$33,100.00), available upon presentation of:

- 1. Your sight draft, bearing reference to this letter of credit No. SB-89/6465, and
- 2. Your signed statement reading as follows: "I certify that the amount of the draft is payable pursuant to regulations issued under authority of the Resource Conservation and Recovery Act of 1976 as amended."

This letter of credit is effective as of April 28, 1989 and shall expire on April 28, 1990, but such expiration date shall be automatically extended for a period of at least one year on April 28, 1990 and on each successive expiration date, unless, at least 30 days before the current expiration date, we notify both you and Klinger Paint Company by certified mail that we have decided not to extend this letter of credit beyond the current expiration date. In the event you are so notified, any unused portion of the credit shall be available upon presentation of your sight draft for 30 days after the date of receipt by both you and Klinger Paint Company, as shown on the signed return receipts.

Whenever this letter of credit is drawn on under and in compliance with the terms of this credit, we shall duly honor such draft upon presentation to us, and we shall deposit the amount of the draft directly into the standby trust fund of Klinger Paint Company in accordance with your instructions.

We certify that the wording of this letter of credit is identical to the wording specified in 40 CFR 264.151(d) as such regulations were constituted on the date shown immediately below.

Drawings hereunder must be accompanied by original of this credit and amendments thereto.

Except as otherwise expressly stated, this credit is subject to the Uniform Customs and Practice for Commercial Documentary Credits fixed by the International Chamber of Commerce. 1983 Revision, UCP 400

Yours wery truly

SARA J. HARRISO'N

Authorized Signature

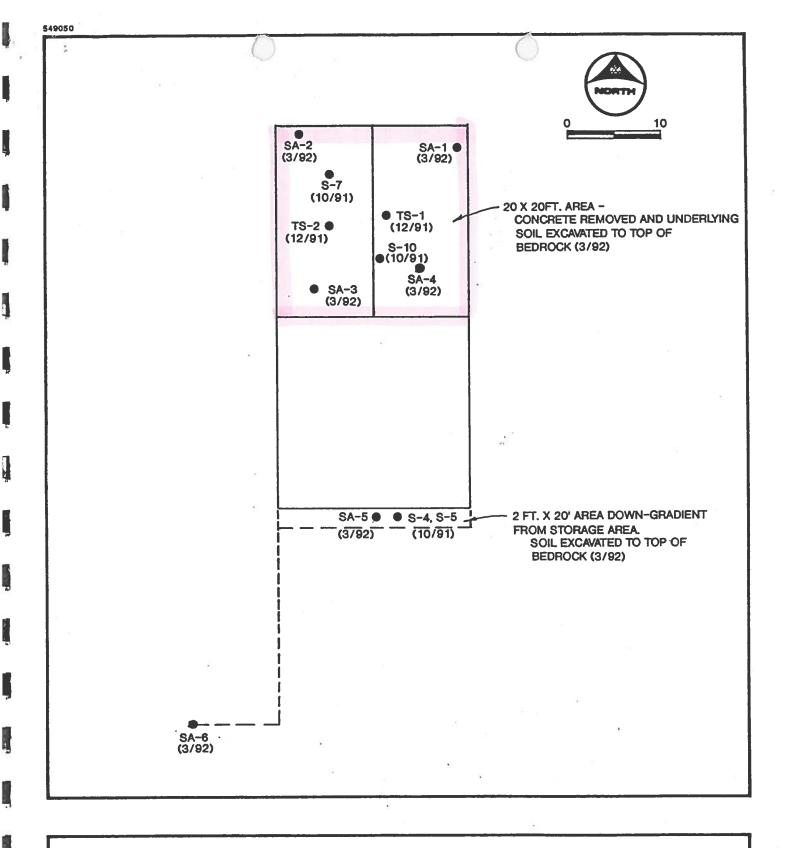


FIGURE 1

SOIL SAMPLING LOCATIONS HAZARDOUS WASTE STORAGE AREA

KLINGER PAINT COMPANY, INC. CEDAR RAPIDS, IOWA APRIL, 1992





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII 726 MINNESOTA AVENUE KANSAS CITY, KANSAS 66101

MAY 1 1 1932

Certified Mail
Return Receipt Requested
Article Number: P 679 713 177

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Sincerely,

Michael & Sanderson Chief, RCRA Branch

Waste Management Division

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